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FILED

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
2008

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. §§ 1983

Name LOFTON KENNETH

(Last)

(First)

(Initial)

Prisoner Number # 86970 SAN MATEO COUNTY JAILInstitutional Address 300 BRADFORD ST.REDWOOD CITY, CA. 94303UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAKENNETH LOFTON

(Enter the full name of plaintiff in this action.)

vs.

THE CITY OF EAST
Palo Alto,

(Enter the full name of the defendant(s) in this action)

CV 08 3853

Case No. SC64692A
(To be provided by the clerk of court)COMPLAINT UNDER THE
CIVIL RIGHTS ACT,
42 U.S.C §§ 1983

E-filing

*[All questions on this complaint form must be answered in order for your action to proceed..]*I. Exhaustion of Administrative Remedies**[Note:** You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]A. Place of present confinement SAN MATEO CO. Jail

B. Is there a grievance procedure in this institution?

YES () NO (☒)

C. Did you present the facts in your complaint for review through the grievance procedure?

YES () NO (☒)

D. If your answer is YES, list the appeal number and the date and result of the appeal at

COMPLAINT

- 1 -

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each level of review. If you did not pursue a certain level of appeal, explain why.

1. Informal appeal LINES 1 Thru 4 Does
NOT Apply to this Matter This
Issue Applies to a Outside AGENCY

2. First formal level _____

3. Second formal level _____

4. Third formal level _____

E. Is the last level to which you appealed the highest level of appeal available to you?

YES () NO (X) Because it didn't Apply.

F. If you did not present your claim for review through the grievance procedure, explain

why. Because this issue is with the EAS
Palo Alto Police Dept and the San Mateo
Sheriff's offices

II. Parties

A. Write your name and your present address. Do the same for additional plaintiffs, if any.

KENNETH LOFTON # 86970
300 Bradford ST. Redwood
City, CA. 94062

B. Write the full name of each defendant, his or her official position, and his or her place of employment.

THE CITY OF EAST PALO ALTO

III. Statement of Claim

State here as briefly as possible the facts of your case. Be sure to describe how each defendant is involved and to include dates, when possible. Do not give any legal arguments or cite any cases or statutes. If you have more than one claim, each claim should be set forth in a separate numbered paragraph.

On Aug. 24-2001 I was walking Down
The street when a police patrol car pulled
up beside me. When officer, BARRY CARVER
Jumped Out of the car and pointed
his gun at me, then told me "to get
on the ground. I tried to comply
by showing him my I.D. and parole
discharge card to show that I wasn't
wanted when five other people ran
from the scene which showed their
guilt. At that time I'm on
the ground. Officer JOHN SOARES stated
"THAT He seen me throw a piece of - CONT-

IV. Relief

Your complaint cannot go forward unless you request specific relief. State briefly exactly what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

I've Suffered Nearly 1 year I want to be
compesated for Punitive damages and
my pain and suffering for The bogus
Arrest and Incarceration

-CONT- Statement of claim II

PAGE 3

of narcotics paraphernalia onto the ground in a clear plastic Bag substance know as Cocaine Base. Then I was arrested

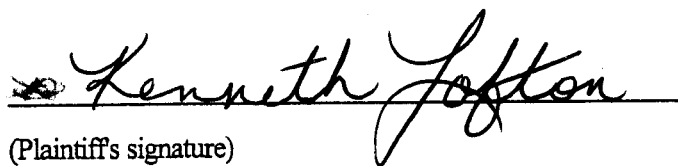
Through all Court proceedings and being held nearly 1 year. Drug Test results proved that I had no contact with the cocaine or paraphernalia when He (Officer John Soares) swore in testimony that i threw them on the ground I am wrongly accused and should have been released.

I'm filing this claim with the facts that I was Racially Profited and harassed when there was no crime and no guilt on my part. I wasn't wanted or on parole or probation. EAS. B. H. A. to has a history of abuse and force without means!

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I declare under penalty of perjury that the foregoing is true and correct.

Signed this 3rd day of Jul, 2008


(Plaintiff's signature)

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AUG 11 2008

RICHARD W. WHITE
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

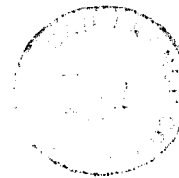
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KENNETH L O'FLOM. 86970-SW 20
308 Broadway
Redwood City, Ca. 94063

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|||||

ATT: Clerk
C/o United District Court -
450 Golden Gate Ave. Box 36060
San Francisco, CA 94102





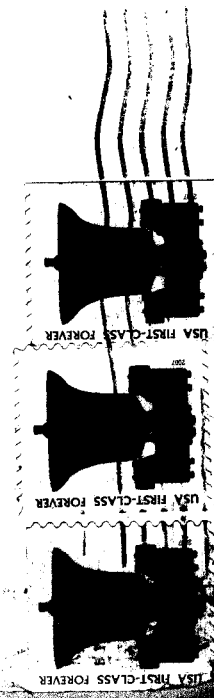
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AUG 11 2008

RICHARD W. WITKIN
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Handwritten signature/initials

KENNETH LOFTON, 8670-SW 20
Box 8670 St.
Redwood City, Ca. 94063



ATT: Clerk

410 United District Court
450 Golden Gate Ave. Box 36060
San Francisco, Ca. 94102

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